

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC

Investigation Nos. 701-TA-662 and 731-TA-1554 (Final)

Pentafluoroethane (R-125) from China

DETERMINATIONS

On the basis of the record¹ developed in the subject investigations, the United States International Trade Commission (“Commission”) determines, pursuant to the Tariff Act of 1930 (“the Act”), that an industry in the United States is materially injured by reason of imports of pentafluoroethane (“R-125”) from China, provided for in subheading 2903.44.10 of the Harmonized Tariff Schedule of the United States, that have been found by the U.S. Department of Commerce (“Commerce”) to be sold in the United States at less than fair value (“LTFV”), and to be subsidized by the government of China.^{2 3 4}

BACKGROUND

The Commission instituted these investigations effective January 12, 2021, following receipt of petitions filed with the Commission and Commerce by Honeywell International, Inc., Charlotte, North Carolina. The final phase of the investigations was scheduled by the Commission following notification of preliminary determinations by Commerce that imports of R-125 from China were subsidized within the meaning of section 703(b) of the Act (19 U.S.C. 1671b(b)) and sold at LTFV within the meaning of 733(b) of the Act (19 U.S.C. 1673b(b)). Notice of the scheduling of the final phase of the Commission’s investigations and of a public hearing

¹ The record is defined in § 207.2(f) of the Commission’s Rules of Practice and Procedure (19 CFR 207.2(f)).

² 87 FR 1110 and 87 FR 1117 (January 10, 2022).

³ Commissioner David S. Johanson dissenting.

⁴ The Commission also finds that imports subject to Commerce's affirmative critical circumstances determination are not likely to undermine seriously the remedial effect of the countervailing and antidumping duty orders on R-125 from China.

to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the *Federal Register* on September 7, 2021 (86 FR 50171).⁵ The Commission conducted its hearing on December 14, 2021. All persons who requested the opportunity were permitted to participate.

The Commission made these determinations pursuant to §§ 705(b) and 735(b) of the Act (19 U.S.C. 1671d(b) and 19 U.S.C. 1673d(b)). It completed and filed its determinations in these investigations on February 23, 2022. The views of the Commission are contained in USITC Publication 5281 (February 2022), entitled *Pentafluoroethane (R-125) from China: Investigation Nos. 701-TA-662 and 731-TA-1554 (Final)*.

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

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⁵ As revised by 86 FR 72619 (December 22, 2021).